

UNOFFICIAL VERSION

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MONDAY, MARCH 18, 2019

EIGHTEENTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 4:30 p.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Pastor Doug Varnado of Community Church of Hendersonville in Hendersonville, Tennessee, a guest of Senator Roberts.

PRESENTATION

Senator Roberts introduced Ms. Julia Holt, Terry Tucker and David Baggett who sang the National Anthem.

PLEDGE OF ALLEGIANCE

Senator Roberts led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Roberts led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 33

Senators present were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--33.

PRESENTATION

Mr. Speaker McNally introduced Congressman Tim Burchett and Congressman Mark Green who spoke to the Senate.

PRESENTATION

Senator Gilmore introduced members of The Links Inc. to the Senate.

PRESENTATION

Senators Reeves and White introduced Ms. Marti Sullivan, Ms. Rutherford County 2019 to the Senate.

MOTION

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bill No. 1522** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILL

The Speaker announced the following bill was filed for introduction and passed first consideration:

Senate Bill No. 1522 by Senator Rose.

Mason -- Subject to local approval, removes the requirement that the mayor devote full time to the duties of the office. Amends Chapter 21 of the Private Acts of 2009; as amended.

MOTION

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 12, 36, 57, 168, 249, 422, 544, 603, 658, 1112, 1242 and 1318** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 12 -- Business and Commerce -- As introduced, prohibits local governments from requiring licenses for businesses that are operated only occasionally and by persons under 18 years of age; prohibits local governments from charging fees to operate home-based businesses, unless the combined offsite impact of the home-based business and the primary residential use materially exceed the offsite impact of the primary residential use alone. Amends TCA Title 5, Chapter 1, Part 1 and Title 6, Chapter 54, Part 1.

House Bill No. 36 -- Mental Health & Substance Abuse Services, Dept. of -- As introduced, changes from once every five years to once every four years the timeframe during which social workers, marriage and family therapists, professional counselors, pastoral counselors, alcohol and drug abuse counselors, and occupational therapists must complete an approved suicide prevention training program. Amends TCA Section 63-1-125.

House Bill No. 57 -- Charitable Institutions -- As introduced, increases from over \$30,000 to over \$50,000 the amount of gross contributions that must be raised or received from the public by a charitable organization in order to trigger registration requirements with the secretary of state. Amends TCA Section 48-101-502.

House Bill No. 168 -- Clerks, Court -- As introduced, authorizes the disposal of delinquent and unruly juvenile court records and documents after a period of 10 years following the juvenile reaching 18 years of age. Amends TCA Title 10, Chapter 7 and Title 18, Chapter 1.

House Bill No. 249 -- Elder Abuse -- As introduced, creates the elder abuse task force. Amends TCA Title 39; Title 71 and Chapter 961 of the Public Acts of 2014.

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House Bill No. 422 -- Professions and Occupations -- As introduced, clarifies references to "patient" to mean "human patient" as applied to the practice of nursing; specifies that only persons licensed by the board of nursing may be licensed in the practice of nursing. Amends TCA Title 55, Chapter 8; Title 55, Chapter 9, Part 4 and Title 63.

House Bill No. 544 -- Fiscal Review Committee -- As introduced, requires the fiscal review committee to hear appeals from legislators related to fiscal notes produced by the committee; requires the committee to develop and adopt a formal appeal process. Amends TCA Title 3, Chapter 2 and Title 3, Chapter 7.

House Bill No. 603 -- Utilities, Utility Districts -- As introduced, allows certain utilities to enter into agreements to provide certain coverage, insurance, or service agreements to customers; allows certain utilities to assist customers in installing or maintaining certain equipment; authorizes the costs for the coverage, insurance, service agreements, and equipment installation and maintenance to be added to customer bills or statements. Amends TCA Title 7, Chapter 34; Title 7, Chapter 36; Title 7, Chapter 52, Part 1 and Title 7, Chapter 82, Part 3.

House Bill No. 658 -- Law Enforcement -- As introduced, limits the authority of a community oversight board to the review and consideration of matters reported to it and the issuance of advisory reports and recommendations to agencies involved in public safety and the administration of justice. Amends TCA Title 10, Chapter 7, Part 5; Title 38; Title 39 and Title 40.

House Bill No. 1112 -- Taxes, Ad Valorem -- As introduced, provides that a purchaser of a parcel subject to delinquent taxes may only demand rents or profits from the occupier of the parcel after the purchaser has made an advance demand for such rents or profits; makes other revisions regarding delinquent tax proceedings. Amends TCA Section 21-1-205 and Title 67, Chapter 5.

House Bill No. 1242 -- Utilities, Utility Districts -- As introduced, removes certain discontinuance of service requirements of utilities in Nashville/Davidson County; requires such utilities to establish policies in compliance with service practice standards and best practices for similarly situated utilities. Amends TCA Title 7, Chapter 52 and Title 65, Chapter 32.

House Bill No. 1318 -- Law Enforcement -- As introduced, authorizes the chief law enforcement officer of a state or local law enforcement agency to establish policies regarding off-duty use of law enforcement vehicles to provide an enhanced security presence at places of worship, schools, and parks. Amends TCA Title 38, Chapter 3.

MOTION

Senator Johnson moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 1516 through 1521** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

Senate Bill No. 1516 referred to the Committee on Finance, Ways and Means.

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Senate Bill No. 1517 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 1518 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 1519 Local bill -- held on desk.

Senate Bill No. 1520 Local bill -- held on desk.

Senate Bill No. 1521 Local bill -- held on desk.

MOTION

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 323 through 326**; and **Senate Resolution No. 22** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 323 by Senator Stevens.
Memorials, Heroism -- Hospitalman Third Class Gary L. Barnes, U.S. Navy.

Senate Joint Resolution No. 324 by Senator Gresham.
Memorials, Death -- Don Clift.

Senate Joint Resolution No. 325 by Mr. Speaker McNally.
Memorials, Retirement -- Dr. Glen Farr.

Senate Joint Resolution No. 326 by Senator Dickerson.
Memorials, Recognition -- Cystic Fibrosis Awareness Month, May 2019.

Senate Resolution No. 22 by Senator Kelsey.
Memorials, Government Officials -- Instructs Tennessee's public universities to work with athletic conferences in opposition to NCAA's prohibition on compensation of student athletes and work for repeal of related rules and policies.

MOTION

Senator Johnson moved, pursuant to Rule 21, **House Joint Resolutions Nos. 107, 134, 147, 148, 202, 260 through 267, 269, 271, 272 and 309**; **Senate Joint Resolutions Nos. 300 through 322**; and **Senate Resolutions Nos. 20 and 21** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

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House Joint Resolution No. 107 -- Naming and Designating -- "Idiopathic Pulmonary Fibrosis Research and Awareness Month," September 2019.

The Speaker announced that he had referred House Joint Resolution No. 107 to the Committee on Health and Welfare.

House Joint Resolution No. 134 -- General Assembly, Statement of Intent or Position -- Recognizes the suicidal health crisis at the Natchez Trace Parkway Bridge.

The Speaker announced that he had referred House Joint Resolution No. 134 to the Committee on Health and Welfare.

House Joint Resolution No. 147 -- Naming and Designating -- "Rare Disease Day," February 28, 2019.

The Speaker announced that he had referred House Joint Resolution No. 147 to the Committee on Health and Welfare.

House Joint Resolution No. 148 -- Naming and Designating -- "Prader-Willi Syndrome Awareness Month" in Tennessee, May 2019.

The Speaker announced that he had referred House Joint Resolution No. 148 to the Committee on Health and Welfare.

House Joint Resolution No. 202 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the University of Tennessee, Knoxville, advisory board.

The Speaker announced that he had referred House Joint Resolution No. 202 to the Committee on Calendar.

House Joint Resolution No. 260 -- Memorials, Recognition -- Jimmy Tosh.

The Speaker announced that he had referred House Joint Resolution No. 260 to the Committee on Calendar.

House Joint Resolution No. 261 -- Memorials, Personal Occasion -- Kenneth and Ella Dean Pittman, 60th Wedding Anniversary.

The Speaker announced that he had referred House Joint Resolution No. 261 to the Committee on Calendar.

House Joint Resolution No. 262 -- Memorials, Death -- Billy Fox Beaty.

The Speaker announced that he had referred House Joint Resolution No. 262 to the Committee on Calendar.

House Joint Resolution No. 263 -- Memorials, Recognition -- Fentress County Fair, 2018 Single A Division Champion.

The Speaker announced that he had referred House Joint Resolution No. 263 to the Committee on Calendar.

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House Joint Resolution No. 264 -- Memorials, Death -- Edith Maxine Stockton Crouch.

The Speaker announced that he had referred House Joint Resolution No. 264 to the Committee on Calendar.

House Joint Resolution No. 265 -- Memorials, Retirement -- Billy Atkins.

The Speaker announced that he had referred House Joint Resolution No. 265 to the Committee on Calendar.

House Joint Resolution No. 266 -- Memorials, Death -- Bill Hobbs.

The Speaker announced that he had referred House Joint Resolution No. 266 to the Committee on Calendar.

House Joint Resolution No. 267 -- Memorials, Recognition -- Tennessee Tree Day, March 23, 2019.

The Speaker announced that he had referred House Joint Resolution No. 267 to the Committee on Energy, Agriculture and Natural Resources.

House Joint Resolution No. 269 -- Memorials, Recognition -- Lakeway Christian Academy robotics team.

The Speaker announced that he had referred House Joint Resolution No. 269 to the Committee on Calendar.

House Joint Resolution No. 271 -- Memorials, Death -- Michael Arthur Perry.

The Speaker announced that he had referred House Joint Resolution No. 271 to the Committee on Calendar.

House Joint Resolution No. 272 -- Memorials, Death -- Charles David Vander Meer.

The Speaker announced that he had referred House Joint Resolution No. 272 to the Committee on Calendar.

House Joint Resolution No. 309 -- Memorials, Recognition -- DeMolay International, 100th Anniversary.

The Speaker announced that he had referred House Joint Resolution No. 309 to the Committee on Calendar.

Senate Joint Resolution No. 300 -- Memorials, Death -- Frank John Peroulas.

The Speaker announced that he had referred Senate Joint Resolution No. 300 to the Committee on Calendar.

Senate Joint Resolution No. 301 -- Memorials, Academic Achievement -- Jacob Mark Smith, Valedictorian, Waverly Central High School.

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The Speaker announced that he had referred Senate Joint Resolution No. 301 to the Committee on Calendar.

Senate Joint Resolution No. 302 -- Memorials, Academic Achievement -- Elizabeth Marie Allison, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 302 to the Committee on Calendar.

Senate Joint Resolution No. 303 -- Memorials, Academic Achievement -- Parker Nolan Collier, Valedictorian, Waverly Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 303 to the Committee on Calendar.

Senate Joint Resolution No. 304 -- Memorials, Academic Achievement -- Eilish Bennett, Valedictorian, Hickman County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 304 to the Committee on Calendar.

Senate Joint Resolution No. 305 -- Memorials, Academic Achievement -- Joshua Fitts, Salutatorian, Hickman County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 305 to the Committee on Calendar.

Senate Joint Resolution No. 306 -- Memorials, Academic Achievement -- Alex Michaela Edwards, Valedictorian, Creek Wood High School.

The Speaker announced that he had referred Senate Joint Resolution No. 306 to the Committee on Calendar.

Senate Joint Resolution No. 307 -- Memorials, Academic Achievement -- Dawson Chance Christy, Salutatorian, Creek Wood High School.

The Speaker announced that he had referred Senate Joint Resolution No. 307 to the Committee on Calendar.

Senate Joint Resolution No. 308 -- Memorials, Academic Achievement -- Evelyn Renea Aune, Valedictorian, McEwen High School.

The Speaker announced that he had referred Senate Joint Resolution No. 308 to the Committee on Calendar.

Senate Joint Resolution No. 309 -- Memorials, Academic Achievement -- Lezlee Sue Hudson, Valedictorian, McEwen High School.

The Speaker announced that he had referred Senate Joint Resolution No. 309 to the Committee on Calendar.

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Senate Joint Resolution No. 310 -- Memorials, Academic Achievement -- Alesia Me-Liana Meade, Valedictorian, McEwen High School.

The Speaker announced that he had referred Senate Joint Resolution No. 310 to the Committee on Calendar.

Senate Joint Resolution No. 311 -- Memorials, Academic Achievement -- Allison Louise Whitehead, Valedictorian, Dickson County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 311 to the Committee on Calendar.

Senate Joint Resolution No. 312 -- Memorials, Academic Achievement -- Mattie Grace Holley, Salutatorian, Dickson County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 312 to the Committee on Calendar.

Senate Joint Resolution No. 313 -- Memorials, Academic Achievement -- Alexis Larkins, Valedictorian, East Hickman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 313 to the Committee on Calendar.

Senate Joint Resolution No. 314 -- Memorials, Academic Achievement -- Catherine Gunther, Salutatorian, East Hickman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 314 to the Committee on Calendar.

Senate Joint Resolution No. 315 -- Memorials, Sports -- Cheatham County Central High School Girls' Basketball Team, TSSAA Division I Class AA State Champions.

The Speaker announced that he had referred Senate Joint Resolution No. 315 to the Committee on Calendar.

Senate Joint Resolution No. 316 -- Memorials, Recognition -- Gage Kirby.

The Speaker announced that he had referred Senate Joint Resolution No. 316 to the Committee on Calendar.

Senate Joint Resolution No. 317 -- Memorials, Personal Achievement -- Bryan Daniels, Community Leadership Award.

The Speaker announced that he had referred Senate Joint Resolution No. 317 to the Committee on Calendar.

Senate Joint Resolution No. 318 -- Memorials, Personal Achievement -- Emily Morgan, Youth Leadership Award.

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The Speaker announced that he had referred Senate Joint Resolution No. 318 to the Committee on Calendar.

Senate Joint Resolution No. 319 -- Memorials, Sports -- Gibson County High School girls' basketball team, TSSAA Class A State Champions.

The Speaker announced that he had referred Senate Joint Resolution No. 319 to the Committee on Calendar.

Senate Joint Resolution No. 320 -- Memorials, Sports -- McKenzie High School girls' basketball team.

The Speaker announced that he had referred Senate Joint Resolution No. 320 to the Committee on Calendar.

Senate Joint Resolution No. 321 -- Memorials, Sports -- Greenfield High School girls' basketball team.

The Speaker announced that he had referred Senate Joint Resolution No. 321 to the Committee on Calendar.

Senate Joint Resolution No. 322 -- Memorials, Sports -- Westview High School girls' basketball team.

The Speaker announced that he had referred Senate Joint Resolution No. 322 to the Committee on Calendar.

Senate Resolution No. 20 -- Memorials, Recognition -- The Carpetbag Theatre, Inc.

The Speaker announced that he had referred Senate Resolution No. 20 to the Committee on Calendar.

Senate Resolution No. 21 -- Memorials, Recognition -- Inskip Baptist Church, 100th Anniversary.

The Speaker announced that he had referred Senate Resolution No. 21 to the Committee on Calendar.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 277 -- Memorials, Recognition -- Andy Marshall, Ed Moody Award of Excellence.

Senate Joint Resolution No. 278 -- Memorials, Death -- Wheeler "Jay" Nidiffer.

Senate Joint Resolution No. 279 -- Memorials, Academic Achievement -- Deep Patel, Valedictorian, Spring Hill High School.

Senate Joint Resolution No. 280 -- Memorials, Academic Achievement -- Keili Tucker, Salutatorian, Spring Hill High School.

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Senate Joint Resolution No. 281 -- Memorials, Academic Achievement -- Dhruva Patel, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 282 -- Memorials, Academic Achievement -- Tiffany Alexander, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 283 -- Memorials, Academic Achievement -- Layla Haynor, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 284 -- Memorials, Academic Achievement -- Sabastian Stetten, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 285 -- Memorials, Academic Achievement -- Macy Hall, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 286 -- Memorials, Academic Achievement -- Daniel Trammell, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 287 -- Memorials, Academic Achievement -- Erin Wheatley, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 288 -- Memorials, Academic Achievement -- Sydney Walker, Top Ten, Spring Hill High School.

Senate Joint Resolution No. 289 -- Memorials, Academic Achievement -- Kierra Thompson, Valedictorian, Hampshire Unit School.

Senate Joint Resolution No. 290 -- Memorials, Academic Achievement -- Coble Brooks, Salutatorian, Hampshire Unit School.

Senate Joint Resolution No. 291 -- Memorials, Academic Achievement -- Starr Runions, Top Ten Senior, Hampshire Unit School.

Senate Joint Resolution No. 292 -- Memorials, Academic Achievement -- Drew Grimmitt, Top Ten Senior, Hampshire Unit School.

Senate Joint Resolution No. 293 -- Memorials, Academic Achievement -- Kelsi Pruitt, Top Ten Senior, Hampshire Unit School.

Senate Joint Resolution No. 294 -- Memorials, Academic Achievement -- Alex Wyatt, Top Ten Senior, Hampshire Unit School.

Senate Joint Resolution No. 295 -- Memorials, Academic Achievement -- Abigail Golden, Top Ten Senior, Hampshire Unit School.

Senate Joint Resolution No. 296 -- Memorials, Academic Achievement -- Madison Campbell, Top Ten Senior, Hampshire Unit School.

Senate Joint Resolution No. 297 -- Memorials, Academic Achievement -- Lester Chapman, Top Ten Senior, Hampshire Unit School.

Senate Joint Resolution No. 298 -- Memorials, Academic Achievement -- Cooper Bell, Top Ten Senior, Hampshire Unit School.

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Senator Jackson moved that all Senate Joint Resolutions be adopted, which motion prevailed by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Senate Bill No. 29 -- Insurance, Health, Accident -- As introduced, extends compensation for death of emergency responders to emergency medical technicians and paramedics; authorizes local governments to continue to provide health insurance to the surviving spouse and children of an emergency medical technician or paramedic killed in the line of duty. Amends TCA Title 7, Chapter 51, Part 2 and Title 8, Chapter 27.

Senate Bill No. 122 -- Sunset Laws -- As introduced, extends the state unemployment compensation advisory council to June 30, 2023. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 7.

Senate Bill No. 123 -- Sunset Laws -- As introduced, extends the prevailing wage commission to June 30, 2023. Amends TCA Title 4, Chapter 29 and Title 12, Chapter 4.

Senate Bill No. 143 -- Sunset Laws -- As introduced, extends the state board of education to June 30, 2024. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 1, Part 3.

Senate Bill No. 144 -- Sunset Laws -- As introduced, extends the energy efficient schools council to June 30, 2023; requires the council and the department of education to appear before sunset review committee in 2019 to discuss progress made in addressing findings in its 2018 audit. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 17.

Senate Bill No. 204 -- Mental Health & Substance Abuse Services, Dept. of -- As introduced, changes from once every five years to once every four years the timeframe during which social workers, marriage and family therapists, professional counselors, pastoral counselors, alcohol and drug abuse counselors, and occupational therapists must complete an approved suicide prevention training program. Amends TCA Section 63-1-125.

On motion, Senate Bill No. 204 was made to conform with **House Bill No. 36**.

On motion, House Bill No. 36, on same subject, was substituted for Senate Bill No. 204.

Senate Bill No. 232 -- Charitable Institutions -- As introduced, increases from over \$30,000 to over \$50,000 the amount of gross contributions that must be raised or received from the public by a charitable organization in order to trigger registration requirements with the secretary of state. Amends TCA Section 48-101-502.

On motion, Senate Bill No. 232 was made to conform with **House Bill No. 57**.

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On motion, House Bill No. 57, on same subject, was substituted for Senate Bill No. 232.

Senate Bill No. 238 -- Comptroller, State -- As introduced, authorizes the comptroller to investigate Class A and B felonies related to private funds if there is a request by the attorney general and reporter or the district attorney general, the investigation is in conjunction with an open investigation by the Tennessee bureau of investigation, and an investigation would be in the public interest. Amends TCA Title 8, Chapter 4.

On motion, Senate Bill No. 238 was made to conform with **House Bill No. 99**.

On motion, House Bill No. 99, on same subject, was substituted for Senate Bill No. 238.

Senate Bill No. 312 -- Employees, Employers -- As introduced, prohibits a medical review officer from considering prescriptions issued more than six months prior to a positive confirmed drug result for purposes of determining a valid prescription and immunity from actions authorized for employers to take against employees and job applicants following such a result under drug-free workplace program. Amends TCA Title 8 and Title 50.

Senate Bill No. 407 -- Taxes, Real Property -- As introduced, specifies that the comptroller of the treasury is the assessing authority for telecommunications tower properties that are owned by a public utility company. Amends TCA Section 67-5-514.

Senate Bill No. 408 -- Taxes, Ad Valorem -- As introduced, authorizes property tax exemption for certain nonprofit entities that occupy and use real property owned by another tax-exempt institution; makes other related revisions. Amends TCA Section 67-5-207 and Section 67-5-212.

Senate Bill No. 470 -- Professions and Occupations -- As introduced, authorizes a certified athlete agent to pay expenses incurred before the signing of an agency contract under certain circumstances. Amends TCA Title 49, Chapter 7, Part 21.

Senate Bill No. 531 -- Registers of Deeds -- As introduced, allows a register of deeds to store local government records, in addition to storage in the register's office, in a suitable facility; defines suitable facility as one that will secure records against theft and natural disasters. Amends TCA Title 8, Chapter 13, Part 1.

Senate Bill No. 557 -- Annexation -- As introduced, specifies that all property owners, rather than just residents, of a territory proposed for annexation may vote in the referendum on the question of annexation. Amends TCA Title 6, Chapter 51, Part 1.

Senate Bill No. 802 -- Local Education Agencies -- As introduced, requires an LEA to report to the department of education, for each year that the LEA receives an increase in state funding for instructional wages and salaries, how the increase was utilized by the LEA; requires the department of education to report the information to the BEP review committee; requires the BEP review committee to include the information in its annual report on the BEP. Amends TCA Section 49-3-306.

Senate Bill No. 827 -- Expunction -- As introduced, clarifies that a person seeking expunction of multiple offenses must petition the court in which the most recent conviction occurred; requires the clerk to serve the petition on the district attorney general for that judicial district and any other judicial district in which the person was convicted of an offense sought to be expunged. Amends TCA Title 40, Chapter 32.

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Senate Bill No. 1122 -- Taxes, Sales -- As introduced, allows municipality with a border region retail tourism development district that elects to remove property from the district to include adjacent property with an equal or lesser amount of acreage by resolution of the municipality. Amends TCA Title 7, Chapter 40.

Senate Bill No. 1135 -- Local Education Agencies -- As introduced, requires, rather than encourages, all public middle and elementary schools to place one or more automated external defibrillator (AED) devices within the school. Amends TCA Title 49 and Title 68, Chapter 140, Part 4.

Senate Bill No. 1189 -- Courts, Municipal -- As introduced, permits a municipal judge to use a special substitute judge when the municipal judge is unable to preside; requires the special substitute judge to be appointed in a manner determined by ordinance of the governing body of the municipality or, if no such ordinance, in writing by the municipal judge. Amends TCA Title 16, Chapter 18, Part 3.

Senate Bill No. 1197 -- Local Education Agencies -- As introduced, requires a board of education to allow a student who is the dependent child of a member of the United States armed forces and who does not reside within the boundaries of the school district to enroll in a public school within the school district under certain circumstances. Amends TCA Title 49, Chapter 6.

On motion, Senate Bill No. 1197 was made to conform with **House Bill No. 1194**.

On motion, House Bill No. 1194, on same subject, was substituted for Senate Bill No. 1197.

Senate Bill No. 1214 -- Holidays and Days of Special Observance -- As introduced, designates June 27 of each year as "Post-Traumatic Stress Injury Awareness Day," a day of special observance. Amends TCA Title 15, Chapter 2.

On motion, Senate Bill No. 1214 was made to conform with **House Bill No. 1148**.

On motion, House Bill No. 1148, on same subject, was substituted for Senate Bill No. 1214.

Senate Bill No. 1481 -- Holidays and Days of Special Observance -- As introduced, designates the fourth Saturday of July each year as the "Day of the Cowboy and Cowgirl in Tennessee." Amends TCA Title 15, Chapter 2.

Senate Joint Resolution No. 113 -- General Assembly, Statement of Intent or Position -- Requests State Capitol Commission to initiate creation and placement in State Capitol of bust to honor Admiral William Porter Lawrence.

Senate Joint Resolution No. 199 -- General Assembly, Confirmation of Appointment -- Thomas L. "Tommy" Woods, Tennessee Fish and Wildlife Commission.

Senate Joint Resolution No. 200 -- General Assembly, Confirmation of Appointment -- James W. "Jimmy" Granbery, Tennessee Fish and Wildlife Commission.

Senate Joint Resolution No. 201 -- General Assembly, Confirmation of Appointment -- Dr. David "Hank" Wright, Tennessee Fish and Wildlife Commission.

Senate Joint Resolution No. 205 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the University of Tennessee, Knoxville, advisory board.

On motion, Senate Joint Resolution No. 205 was made to conform with **House Joint Resolution No. 202**.

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On motion, House Joint Resolution No. 202, on same subject, was substituted for Senate Joint Resolution No. 205.

Senate Joint Resolution No. 269 -- General Assembly, Confirmation of Appointment -- James H. Ripley, Tennessee Fish and Wildlife Commission.

Senate Joint Resolution No. 271 -- General Assembly, Confirmation of Appointment -- James Jones, Fish and Wildlife Commission.

House Joint Resolution No. 63 -- Naming and Designating -- "Child Abuse Prevention Month," April 2019.

House Joint Resolution No. 227 -- Memorials, Recognition -- Down Syndrome Awareness Day.

Senator Jackson moved that all Senate Joint Resolutions be adopted; all House Joint Resolutions be concurred in; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

CALENDAR

Senate Joint Resolution No. 159 -- Constitutional Amendments -- As introduced, proposes an amendment to Article I, Section 33 of the Constitution of Tennessee removing the criminal punishment exception from slavery and involuntary servitude prohibition.

Senator Akbari moved that the Clerk read the resolution, which motion prevailed.

The Clerk read the resolution, for the first time.

Thereupon, Mr. Speaker McNally declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 159** had been read, for the first time.

Senator Watson moved that **Senate Bill No. 62** be moved five places down on the Calendar for today, which motion prevailed.

Senate Bill No. 199 -- Elder Abuse -- As introduced, creates the elder abuse task force. Amends TCA Title 39; Title 71 and Chapter 961 of the Public Acts of 2014.

Senator Gardenhire declared Rule 13 on **Senate Bill No. 199**.

On motion, Senate Bill No. 199 was made to conform with **House Bill No. 249**.

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On motion, House Bill No. 249, on same subject, was substituted for Senate Bill No. 199.

On motion of Senator Roberts, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 249** passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 222 -- Animal Cruelty and Abuse -- As introduced, creates Class A misdemeanor of possessing, owning, buying, selling, transferring, or manufacturing animal fighting paraphernalia with the intent that the paraphernalia be used in promoting, facilitating, furthering, or training for animal fighting or baiting. Amends TCA Title 39.

On motion, Senate Bill No. 222 was made to conform with **House Bill No. 233**.

On motion, House Bill No. 233, on same subject, was substituted for Senate Bill No. 222.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-14-203(a), is amended by adding the following language as a new subdivision (6):

(6) Possess, own, buy, sell, transfer, or manufacture cock fighting paraphernalia with the intent that the paraphernalia be used in promoting, facilitating, training for, or furthering cock fighting.

SECTION 2. Tennessee Code Annotated, Section 39-14-203, is amended by adding the following as a new, appropriately designated subsection:

(1) For purposes of this section, "cock fighting paraphernalia" means gaffs, slashers, heels, or any other sharp implement designed to be attached in place of the natural spur of a cock or game fowl.

(2) In determining whether a particular object is cock fighting paraphernalia, the court or other authority making that determination may, in addition to all other logically relevant factors, consider the following:

(A) Statements by the owner or anyone in control of the object concerning its use;

(B) Prior convictions, if any, of the owner or of anyone in control of the object for violation of any state or federal law relating to cock fighting or any other violation of this part;

(C) The presence and condition of any animal on the same property;

(D) Instructions, oral or written, provided with the object concerning its use;

(E) Descriptive materials accompanying the object that explain or depict its use;

(F) The manner in which the object is displayed for sale;

(G) The existence and scope of legitimate uses for the object in the community; and

(H) Expert testimony concerning its use.

SECTION 3. Tennessee Code Annotated, Section 39-14-203(d)(1), is amended by deleting the subdivision and substituting instead the following:

(1) A violation of subdivision (a)(4) or (a)(6) is a Class A misdemeanor.

SECTION 4. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 233**, as amended, passed its third and final consideration by the following vote:

Ayes	23
Noes	6

Senators voting aye were: Akbari, Bell, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Pody, Roberts, Robinson, Rose, Stevens, Swann, White and Yarbro--23.

Senators voting no were: Bailey, Bowling, Hensley, Niceley, Southerland and Yager--6.

A motion to reconsider was tabled.

Senate Bill No. 264 -- Criminal Offenses -- As introduced, creates the Class E felony of tampering with, destroying, or interfering with any pipeline, pumping station, or equipment used to transport, store, or distribute crude or refined petroleum products or natural gas. Amends TCA Section 39-14-411.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-14-411, is amended by deleting the section and substituting instead the following:

(a) A person who knowingly destroys, injures, interrupts, or interferes with critical infrastructure or its operation commits the offense of critical infrastructure vandalism.

(b) As used in this section, "critical infrastructure" includes, but is not limited to, the infrastructure of the following services to the general public:

(1) Telephone, telegraph, television, internet, or other telecommunication services;

(2) Electric, heat, natural gas, or other power or energy services;

(3) The distribution of crude or refined liquid petroleum products or natural gas, and the pipelines, pumping stations, terminals, and equipment necessary for operation of the facility;

(4) Water, wastewater, or sewer services; and

(5) Railroads and other transportation services.

(c) The critical infrastructure of a utility or company is included in this section whether the critical infrastructure is in operation, idle, or under construction.

(d) A violation of this section shall be punished as theft under § 39-14-103, and graded in accordance with § 39-14-105. However, in no event shall punishment for a violation of this section be less than a Class E felony.

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 264**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 375 -- Local Education Agencies -- As introduced, allows a local board of education to authorize a teacher, school employee, or other person employed by the LEA to raise funds for noneducational purposes; requires the local board of education that authorizes funds to be raised for noneducational purposes to create policies and procedures for the receipt, disbursement, and accounting of funds raised. Amends TCA Title 49, Chapter 2 and Title 49, Chapter 3.

On motion, Senate Bill No. 375 was made to conform with **House Bill No. 34**.

On motion, House Bill No. 34, on same subject, was substituted for Senate Bill No. 375.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 34** passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 481 -- Criminal Offenses -- As introduced, designates a Class A misdemeanor of aggravated assault of knowingly causing physical injury to an employee of a utility; sets an enhanced maximum fine of \$15,000. Amends TCA Title 39, Chapter 13, Part 1 and Title 65, Chapter 35.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-102(e)(1)(B), is amended by deleting the subdivision and substituting instead the following:

(B) However, the maximum fine shall be fifteen thousand dollars (\$15,000) for an offense under subdivision (a)(1)(A) or (B), or subsection (c), committed against any of the following persons who are discharging or attempting to discharge their official duties:

- (i) Law enforcement officer;
- (ii) Firefighter;
- (iii) Medical fire responder;

- (iv) Paramedic;
- (v) Emergency medical technician;
- (vi) Healthcare provider;
- (vii) Any other first responder; or
- (viii) An identifiable employee or contractor of a utility.

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it, and shall apply to violations occurring on or after that date.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 481**, as amended, passed its third and final consideration by the following vote:

Ayes	27
Noes	5

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kyle, Massey, Niceley, Pody, Reeves, Robinson, Rose, Southerland, Swann, Watson, White, Yager and Mr. Speaker McNally--27.

Senators voting no were: Kelsey, Kurita, Lundberg, Stevens and Yarbrow--5.

A motion to reconsider was tabled.

Senator Yarbrow moved that **Senate Bill No. 62** be moved two places down on the Calendar for today, which motion prevailed.

Senate Bill No. 598 -- Alcoholic Beverages -- As introduced, designates any facility on the campus of a public institution of higher education that is designed and used for school-sanctioned sporting events as a sports authority facility for purposes of consumption of alcoholic beverages on the premises. Amends TCA Title 57.

Senate Bill No. 598 passed its third and final consideration by the following vote:

Ayes	27
Noes	4
Present, not voting . . .	1

Senators voting aye were: Akbari, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--27.

Senators voting no were: Bell, Haile, Hensley and Southerland--4.

Senator present and not voting was: Pody--1.

A motion to reconsider was tabled.

Senate Bill No. 624 -- Tennessee Emergency Management Agency (TEMA) -- As introduced, enacts the "Facilitating Business Rapid Response to State Declared Disaster Act." Amends TCA Title 58; Title 62; Title 67 and Title 68.

Senator Dickerson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the caption and substituting instead the following:

WHEREAS, the General Assembly finds that facilitating rapid response by the state's critical infrastructure companies is an integral component of Tennessee's effective preparation and rapid response to any proclaimed state of emergency; and

WHEREAS, these companies often must temporarily bring into the State resources, property, and personnel from other states that previously have had no connection to the State to expedite the often enormous and overwhelming task of restoring and repairing communications facilities and other critical infrastructure facilities in the State; and

WHEREAS, during such time of operating in the State on a temporary basis solely for purposes of helping the State recover from the proclaimed state of emergency, the General Assembly finds these companies and their individual employees should not be burdened by taxes, registrations, licensing, or any other "regular course of business" requirements as a result of such activities, consistent with the intent of Tennessee Code Annotated, Section 58-2-102 and the treatment afforded to out-of-state resources and workers temporarily in the State under Tennessee Code Annotated, Section 58-2-403; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 58, Chapter 2, is amended by adding the following new part:

58-2-901.

This part shall be known and may be cited as the "Facilitating Business Rapid Response to State-Declared Disaster Act."

58-2-902.

As used in this part:

(1) "Critical infrastructure" means real and personal property and equipment, including, but not limited to, buildings, offices, lines, poles, pipes, structures, and equipment that:

(A) Is owned or used by or for telecommunications service networks, mobile telecommunications service networks, internet access service networks, video programming service networks, direct-

to-home satellite television programming service facilities, electric generation, transmission and distribution systems, gas distribution systems, water pipelines, and related support facilities; and

(B) Services multiple customers or citizens;

(2) "Disaster" has the same meaning as defined in § 58-2-101;

(3) "Disaster or emergency related work" means:

(A) Repairing, renovating, installing, building, and rendering services or other business activities that relate to critical infrastructure that has been damaged, impaired, or destroyed during a disaster or emergency; and

(B) Any activities conducted in good faith before a potential disaster or emergency to prepare for the provision of the work described in subdivision (2)(A);

(4) "Disaster response period" means the period that begins ten (10) days before the date of the earliest event establishing a disaster or emergency and that ends one hundred twenty (120) days thereafter, or such later date as may be set by the governor or president of the United States;

(5) "Emergency" has the same meaning as defined in § 58-2-101;

(6) "Licensed business" means a business entity that is currently licensed to do business in this state;

(7) "Responding out-of-state business" means a business entity that, except for work related to a disaster or emergency, has no presence in this state, conducts no business in this state, and whose services are requested by a licensed business or by this state or a local government for purposes of performing disaster or emergency related work in this state, including, but not limited to, a business entity that is affiliated with a licensed business solely through common ownership and otherwise meets this definition of a responding out-of-state business; and

(8) "Responding out-of-state employee" means an employee of a responding out-of-state business or licensed business who does not work in this state, except for disaster or emergency related work.

58-2-903.

(a) Notwithstanding any law to the contrary, responding out-of-state businesses and responding out-of-state employees shall pay the following transaction taxes and fees, when the tax or fee is determined, collected, remitted, and reported by others duly registered and required to collect such taxes and fees:

(1) Fuel excise taxes imposed under title 67, chapter 3;

(2) State and local sales and use taxes imposed under title 67, chapter 6;

(3) Local hotel occupancy taxes imposed under title 67, chapter 4, part 14;

(4) Taxes imposed on the purchase or consumption of alcoholic beverages and beer under title 57; and

(5) Any other transaction tax or fee assessed, collected, or imposed on specific transactions or activities in the usual course of business without imposing any obligation on a responding out-of-state business or responding out-of-state employee to register, file a return, or otherwise self-report and remit the tax or fee due.

(b) Notwithstanding any law to the contrary, tangible personal property of a responding out-of-state business, upon being installed or affixed to real property within this state, sold or transferred to in-state persons, or otherwise coming to rest and acquiring situs within this state, is subject to use tax, ad valorem tax, and any other tax imposed directly or indirectly on such property.

(c) This part does not limit or otherwise alter or amend the power of a court to exercise personal or in rem jurisdiction over responding out-of-state businesses, responding out-of-state employees, or their property; provided, that such jurisdiction must not be used as a basis to impose a tax, fee, or other obligation contrary to this part.

(d) This part does not confer immunity from criminal prosecution in a court of this state.

58-2-904.

(a) A responding out-of-state employee:

(1) Must not be considered to have established residency or a presence in this state that would require the employee or the employee's employer to administer, file, or pay taxes or fees or to be subjected to pay any other state or local tax or fee, except as expressly provided for in this part; and

(2) When holding a license, certificate, or other permit issued by the state of the employee's permanent residence or any other state as evidence that the employee is qualified to perform professional, mechanical, or other services, must be deemed licensed, certified, or permitted by this state to render disaster or emergency related work involving such professional, mechanical, or other services and must not be required to register, report, or pay any tax or fee related to such licensure, certification, or permitting in this state.

(b) A responding out-of-state business does not establish a level of presence during a disaster response period that would require the business to register, file, or remit state or local taxes or that would subject that business to any state licensing or registration requirements.

(c) Except as otherwise provided in this part, the protections afforded by this section must be interpreted broadly to relieve a responding out-of-state business and a responding out-of-state employee from any obligation to provide, require, or remit documentation, registration, taxes, fees, or other submissions or filings with this state or its political subdivisions, including, but not limited to, the following:

(1) Unemployment insurance;

(2) State and local occupational licensing fees;

(3) Registration for state and local sales and use tax, imposed by title 67, chapter 6, or any requirement to collect tax, file returns, or otherwise self-report or remit any sales or use tax to this state as a result of or in relation to any disaster or emergency related work;

(4) Any registration or regulation of businesses or public utilities by the secretary of state, public utilities commission, or any other agency or instrumentality of this state; and

(5) The franchise and excise tax imposed by title 67, chapter 4, parts 20 and 21, the business tax imposed by title 67, chapter 4, part 7, and any other state or local tax on or measured by, in whole or in part, net or gross income or receipts, so that all disaster or emergency related work of the responding out-of-state business that is conducted in this state must be disregarded with respect to any filing requirements for such tax, including the filing required for a unitary or combined group of which the responding out-of-state business may be a part. If an affiliate of a responding out-of-state business is required to file a combined or consolidated return, the responding out-of-state business's income, revenue, or receipts from disaster or emergency related work in this state must not be sourced to this state and must not otherwise impact or increase the amount of income, revenue, or receipts apportioned to this state.

58-2-905.

After a disaster response period, if a responding out-of-state business or a responding out-of-state employee remains in this state:

(1) Such business or individual loses the protections of this part; and

(2) For purposes of computing franchise and excise tax imposed by title 67, chapter 4, parts 20 and 21, and the business tax imposed by title 67, chapter 4, part 7, the computation must include in the tax base net or gross income or receipts from activities transacted during the disaster response period.

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SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 624**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 62 -- Education, Dept. of -- As introduced, requires the department to develop rules, to be adopted by the state board of education, that include procedures for providing instruction to students incarcerated in juvenile detention centers for a minimum of four hours each instructional day. Amends TCA Title 37 and Title 49.

Senate Bill No. 62 passed its third and final consideration by the following vote:

Ayes	32
Noes	1

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

Senator voting no was: Hensley--1.

A motion to reconsider was tabled.

Senate Bill No. 633 -- Pensions and Retirement Benefits -- As introduced, prohibits a current early service retiree from changing to disability retirement; makes other revisions to provisions governing the Tennessee consolidated retirement system. Amends TCA Section 8-25-204; Section 8-25-205; Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36 and Title 8, Chapter 37.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 5 and renumbering the remaining sections accordingly.

On motion, Amendment No. 1 was adopted.

On motion of Senator Watson, Amendment No. 2 was withdrawn.

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Thereupon, **Senate Bill No. 633**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 642 -- Tourist Development, Dept. of -- As introduced, increases the size of the Tennessee sports hall of fame board of directors from 25 members to 26 members by increasing from eight to nine the number of gubernatorial appointees; increases from eight to nine the maximum number of members from one grand division; administratively attaches the board to the department. Amends TCA Title 4, Chapter 29, Part 2; Title 4, Chapter 3, Part 22 and Title 4, Chapter 3, Part 54.

Senator Dickerson moved that Amendment No. 1 be placed at the heel of the Amendments, which motion prevailed.

Senator Johnson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 3, Part 54, is amended by deleting the part and substituting instead the following:

4-3-5401.

This part shall be known and may be cited as the "Tennessee Sports Hall of Fame Act of 2019."

4-3-5402.

As used in this part:

(1) "Board" means the Tennessee hall of fame board created within the department under § 4-3-5404;

(2) "Commissioner" means the commissioner of the department;

(3) "Department" means the department of tourist development; and

(4) "Hall of fame" means the Tennessee sports hall of fame created under § 4-3-5403.

4-3-5403.

(a) There is created a Tennessee sports hall of fame.

(b) The hall of fame must be administered by the commissioner and the board in accordance with this part.

4-3-5404.

(a) As of the effective date of this act:

(1) The existing membership of the Tennessee sports hall of fame board of directors is vacated and the board ceases to exist; and

(2) The position of executive director of the board of directors and any other position of employment with the board is vacated and those positions cease to exist.

(b)(1) There is created within the department the Tennessee sports hall of fame board. The board is composed of nineteen (19) voting members as follows:

(A) Six (6) members each being appointed by the governor, the speaker of the senate, and the speaker of the house of representatives; and

(B) The commissioner.

(2) Each appointing authority shall appoint two (2) members from each grand division of this state, and when making future appointments, shall ensure that the grand divisions are equally represented.

(3) In order to stagger the terms of the newly appointed board members:

(A) The governor shall appoint six (6) persons to initial terms expiring on July 1, 2023;

(B) The speaker of the senate shall appoint six (6) persons to initial terms expiring on July 1, 2022; and

(C) The speaker of the house of representatives shall appoint six (6) persons to initial terms expiring on July 1, 2021.

(4) Following the initial terms, all appointed members of the board shall serve terms of four (4) years. A member shall not serve more than two (2) consecutive four-year terms.

(5) Existing members of the Tennessee sports hall of fame board of directors, as of the day immediately preceding the effective date of this act, are not eligible for appointment to the board.

(c) In the event of a vacancy for an appointed member of the board, the respective appointing authority shall fill the vacancy for the unexpired term. Each appointee shall serve until a successor is duly appointed and qualified.

(d) The commissioner shall call the first meeting of the board after the effective date of this act. At the first meeting, and at the first meeting of each year thereafter, the board shall elect from among its members:

(1) A chair, vice chair, and any other officers deemed necessary; and

(2) An executive committee to be composed of seven (7) members, with two (2) members representing each grand division of this state, and the commissioner, who shall serve as chair of the executive committee. The executive committee shall adopt bylaws prescribing the duties and functions of the committee.

(e) The board shall meet at the call of the chair and not less than two (2) times per year.

(f) The members of the board are not entitled to any compensation for their service on the board, nor are the members entitled to per diem or travel expenses for purposes of carrying out their duties under this part.

(g) Meetings of the board must comply with the open meeting requirements of title 8, chapter 44.

(h) All records of the board are deemed to be public records for purposes of the public records law, compiled in title 10, chapter 7.

(i) The board may employ an executive director and other employees as the board deems necessary to carry out its functions and duties. The executive director and employees serve at the pleasure of the commissioner. The executive director and employees are subject to an annual performance review by the commissioner, and upon such review, the commissioner shall report the findings to the board upon completion.

(j) The office of the comptroller may audit the board or the executive committee as it deems necessary.

4-3-5405.

(a) Except for the limited purposes prescribed in subsection (b) or as provided under § 4-3-5406(b), the board has no authority to manage, administer, or oversee the hall of fame, and such authority is vested exclusively with the commissioner.

(b) The board shall:

(1) Nominate and induct qualified athletes, athletic teams, sports personalities, and sporting events to the hall of fame in accordance with guidelines prescribed by the board, subject to approval by the commissioner;

(2) Conduct fundraising to support the hall of fame. Any funds raised by the board must be used to support the hall of fame and held by the department and accounted for separately for such use;

(3) Offer advice and guidance to the commissioner for purposes of the commissioner's administration, management, and oversight of the hall of fame, including, but not limited to:

(A) Suggesting programs and campaigns that are designated to promote the spirit of sportsmanship and genteel competition both inside and outside the arena of athletic competition; and

(B) Recommending guidelines and criteria, consistent with the purposes of the hall of fame, for purposes of assisting the commissioner with the administration of a scholarship program under § 4-3-5407; and

(4) For good cause shown, review, reconsider, and renominate, in whole or in part, a previous class elected to the hall of fame.

4-3-5406.

(a) In managing and administering the hall of fame, the commissioner shall facilitate the purposes of the hall of fame, which are to:

(1) Honor, preserve, and perpetuate the names and accomplishments of outstanding athletes, athletic teams, and other sports personalities who are natives of Tennessee;

(2) Honor persons who have competed on teams for, or worked for, Tennessee institutions of learning;

(3) Honor persons with outstanding athletic records who reside in the state of Tennessee at the time of their nomination;

(4) Honor deceased persons with outstanding athletic records who were residents of Tennessee;

(5) Establish, erect, and maintain a permanent archive for the collection and display of memorabilia related to the lives and careers of individuals, teams, and sports events chosen for induction into the hall of fame; and

(6) Inform the public about the lives and accomplishments of the inductees and purposes of the hall of fame.

(b) The commissioner may delegate any duties under subsection (a) to the board as the commissioner deems necessary.

4-3-5407.

The commissioner may:

(1) Request from any branch, department, division, board, bureau, commission, or other agency of the state or that receives state funds, such information as will enable the commissioner and board to best serve the hall of fame and perform the duties required by this part;

(2) Enter into mutual agreements with any state or local government, or subdivision thereof, or privately owned entity authorizing the hall of fame the use of any facility within the control or jurisdiction of such entity for or in connection with hall of fame activities;

(3) Administer a scholarship program to award privately funded scholarships to students based on guidelines and criteria recommended by the board, consistent with the purposes of the hall of fame; and

(4) Promulgate rules in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, for purposes of carrying out this part.

SECTION 2. The Tennessee hall of fame board created within the department of tourist development under § 4-3-5404 shall, within thirty (30) days of the last member's appointment, reconsider, in whole or in part, the hall of fame classes elected for 2018 and 2019.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Dickerson, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 642**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

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Senate Bill No. 809 -- Local Education Agencies -- As introduced, requires an LEA to make certain interest inventories available to students in grades five through nine; requires an LEA to administer a career aptitude assessment to students in grades seven or eight. Amends TCA Section 49-6-412.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the language "MyRoad™ provided by the College Board" from subsection (a) in the amendatory language of Section 1 and substituting instead the language "the College Board Career Finder".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 809**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senator Reeves moved that **Senate Bill No. 810** be placed on the Calendar for Thursday, March 21, 2019, which motion prevailed.

Senate Bill No. 916 -- Water Pollution -- As introduced, prohibits requiring that an impact evaluation necessary for the issuance of a discharge permit for a transportation project include an evaluation of alternative locations, routes, or alignments. Amends TCA Title 69, Chapter 3, Part 1.

Senator Southerland moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 69-3-108, is amended by deleting subsection (g) and substituting the following:

(g)(1) The commissioner may grant permits authorizing the discharges or activities described in subsection (b), including, but not limited to, land application of wastewater, but in granting such permits shall impose such conditions, including effluent standards and conditions and terms of periodic review, as are necessary to accomplish the purposes of this part, and as are not inconsistent with the regulations promulgated by the board.

(2) Under no circumstances shall the commissioner issue a permit for an activity that would cause a condition of pollution either by itself or in combination with others.

(3) If a permit is required under this part for a public transportation project commissioned by a federal, state, or local government, the alternatives analysis required by Tenn. Comp. R & Regs. 0400-40-07-.04(5) does not need to include alternative road locations but must include other measures to avoid and minimize impacts to resource values.

(4) In addition, the permits shall include:

(A) The most stringent effluent limitations and schedules of compliance, either promulgated by the board, required to implement any applicable water quality standards, necessary to comply with an area wide-waste treatment plan, or necessary to comply with other state or federal laws or regulations;

(B) A definite term, not to exceed five (5) years, for which the permit is valid. This term is subject to provisions for modification, revocation, or suspension of the permit;

(C) Monitoring, recording, reporting, and inspection requirements; and

(D) In the case of permits authorizing discharges from publicly owned treatment works, terms and conditions requiring the permittee to enforce user and cost recovery charges, pretreatment standards, and toxic effluent limitations applicable to industrial users discharging into the treatment works.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 916**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 984 -- Alcoholic Beverages -- As introduced, designates the Third Coast Comedy Club in Nashville as a community theater for purposes of consumption of alcoholic beverages on the premises. Amends TCA Section 57-4-102.

Senator Dickerson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(39), is amended by adding the following as a new subdivision ():

() "Urban park center" also means a privately owned facility possessing each of the following characteristics:

(i) Is located in a historic building that is at least one hundred (100) years old;

(ii) Has a theater with a capacity for more than fifty (50) persons;

(iii) Is located in a county with a metropolitan form of government and a population of not less than five hundred thousand (500,000), according to the 2010 and any subsequent federal census, and within one mile (1 mi.) of the intersection of Clinton Street and 12th Avenue North;

(iv) At least eighty percent (80%) of the performances at the theater are produced by artists permanently residing in this state; and

(v) Provides or leases facilities for performances of cultural, civic, and educational interest;

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 984**, as amended, passed its third and final consideration by the following vote:

Ayes	26
Noes	4
Present, not voting . . .	3

Senators voting aye were: Akbari, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, White, Yager, Yarbrow and Mr. Speaker McNally--26.

Senators voting no were: Bell, Hensley, Southerland and Watson--4.

Senators present and not voting were: Bailey, Haile and Pody--3.

A motion to reconsider was tabled.

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Senate Bill No. 1097 -- Civil Procedure -- As introduced, creates a process by which a person may petition a court to dismiss a legal action that is based on the person's exercise of the right to free speech, right to petition, or right of association. Amends TCA Title 20.

Senate Bill No. 1097 passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senator Johnson moved that **Senate Bill No. 1013** be placed on the Calendar for Thursday, March 21, 2019, which motion prevailed.

Senate Bill No. 1166 -- Criminal Offenses -- As introduced, rewrites the criminal offense of female genital mutilation; extends the statute of limitations for criminal prosecutions or civil actions for female genital mutilation. Amends TCA Title 28; Title 39 and Title 40.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subsection (f) of Section 1 and by substituting instead the following:

(f) Any physician, physician in training, certified nurse or midwife, or any other medical professional who performs, participates in, or facilitates a female genital mutilation procedure that does not fall under an exception listed in subsection (e) shall, in addition to the criminal penalties under this section, be subject to disciplinary action by the appropriate licensing board.

On motion, Amendment No. 1 was adopted.

Senator Bell moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting subsection (e) in Section 1 and substituting instead the following:

(e) A procedure is not a violation of subsection (b) if the procedure is:

(1) Necessary to the physical health of the person on whom the procedure is performed;

(2) Performed on a person who is in labor or who has just given birth for medical purposes connected with that labor or birth; or

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(3) Cosmetic rejuvenation and reconstruction in accordance with the standards of the American college of obstetrics and gynecology.

On motion, Amendment No. 2 was adopted.

Senator Bell moved to amend as follows:

AMENDMENT NO. 3

AMEND by deleting subdivision (a)(2)(C) in Section 1 and substituting instead the following:

(C) Any harmful procedure to the genitalia, including pricking, piercing, incising, scraping, or cauterizing; provided, however, that body piercing, pursuant to title 62, chapter 38, part 3, when performed on a consenting adult, is not female genital mutilation;

On motion, Amendment No. 3 was adopted.

Thereupon, **Senate Bill No. 1166**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 1176 -- Tickets, Admission -- As introduced, requires a ticket reseller using a tentative ticket policy to make certain disclosures during a resale transaction of tickets that are not owned or possessed by the reseller, or under a contract for transfer to the reseller; requires the reseller to provide a refund if unsuccessful in securing the tickets; deems a violation to be a violation of the Tennessee Consumer Protection Act of 1977. Amends TCA Title 39 and Title 47.

Senator Bailey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 50, is amended by adding the following new section:

(a) A reseller shall not utilize a tentative ticket policy, unless disclosed to a ticket purchaser at the outset of the transaction, under which the reseller sells tickets that are not:

(1) Owned by the reseller;

(2) Under contract or any other agreement to be transferred to the reseller; or

(3) In the reseller's possession at the time of sale.

(b) Disclosure of a tentative ticket policy must include an approximate delivery date and the number of tickets that are guaranteed to be grouped together, including any designation by the venue of an assigned seating zone, section number, or seat number. If the reseller cannot guarantee specific seats because the tickets are not owned by the reseller, under contract or any other type of agreement to be transferred to the reseller, or in the reseller's possession, then the reseller shall disclose this fact to a ticket purchaser at the outset of the transaction. If the reseller is unsuccessful in securing the tentative tickets, then the reseller shall refund any deposit made by the purchaser of those tickets no later than ten (10) days after the date of the ticketed event.

(c) A violation of this section constitutes a violation of the Tennessee Consumer Protection Act of 1977, compiled in chapter 18, part 1 of this title.

(d) For the purpose of application of the Tennessee Consumer Protection Act of 1977, any violation of this section constitutes an unfair or deceptive act or practice affecting the conduct of trade or commerce and is subject to the penalties and remedies as provided by the Tennessee Consumer Protection Act of 1977. Each act in violation of this section constitutes a separate violation.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1176**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

MR. SPEAKER MCNALLY RELINQUISHES CHAIR

Mr. Speaker McNally relinquished the Chair to Senator Haile as Speaker pro tempore.

Senator Bell moved that **Senate Bill No. 1401** be rereferred to the Committee on Calendar, which motion prevailed.

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Senate Bill No. 1407 -- Law Enforcement -- As introduced, limits the authority of a community oversight board to the review and consideration of matters reported to it and the issuance of advisory reports and recommendations to agencies involved in public safety and the administration of justice. Amends TCA Title 10, Chapter 7, Part 5; Title 38; Title 39 and Title 40.

On motion, Senate Bill No. 1407 was made to conform with **House Bill No. 658**.

On motion, House Bill No. 658, on same subject, was substituted for Senate Bill No. 1407.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subsection (b) in Section 1 and substituting instead the following:

(b)(1) Upon authorization by the community oversight board, an independent investigator employed by the community oversight board, chief of police, or head of the internal affairs division of the law enforcement agency within the jurisdiction for which the community oversight board is established, may file a petition for the issuance of a subpoena for production of documents or to compel witness testimony under oath solely before the investigator, chief of police, or head of the internal affairs division, who shall be authorized to administer all necessary oaths. The petition must be filed with the chancery or circuit court of the judicial district in which the community oversight board is established. The court may issue the subpoena, ordering the witness to appear and testify before the investigator, under oath, or ordering a custodian of records to produce such records to the investigator, at a time and place specified by the court.

(2) Service of the subpoena may be made by any person authorized to serve process in this state by delivering a copy of the subpoena to such witness or the custodian of documents.

On motion, Amendment No. 1 was adopted.

On motion of Senator Bell, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 658**, as amended, passed its third and final consideration by the following vote:

Ayes	27
Noes	4
Present, not voting . . .	2

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--27.

Senators voting no were: Akbari, Kyle, Robinson and Yarbrow--4.

Senators present and not voting were: Dickerson and Gilmore--2.

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A motion to reconsider was tabled.

Senate Bill No. 1337 -- Law Enforcement -- As introduced, authorizes the chief law enforcement officer of a state or local law enforcement agency to establish policies regarding off-duty use of law enforcement vehicles to provide an enhanced security presence at places of worship, schools, and parks. Amends TCA Title 38, Chapter 3.

Senator Massey declared Rule 13 on **Senate Bill No. 1337**.

On motion, Senate Bill No. 1337 was made to conform with **House Bill No. 1318**.

On motion, House Bill No. 1318, on same subject, was substituted for Senate Bill No. 1337.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1318** passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

MOTION

Senator Lundberg moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 309**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 309 -- Memorials, Recognition -- DeMolay International, 100th Anniversary.

On motion of Senator Lundberg, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 309** was concurred in.

A motion to reconsider was tabled.

MOTION

Senator Johnson moved the Proposed Schedule for the week of March 25, 2019, be adopted and made the action of the Senate, which motion prevailed.

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**TENNESSEE STATE SENATE
111th GENERAL ASSEMBLY**

**SCHEDULE
FOR THE WEEK OF MARCH 25, 2019**

MONDAY – MARCH 25, 2019

4:30 p.m.

Session – Senate Chamber

TUESDAY – MARCH 26, 2019

8:30 a.m.

Finance, Ways & Means Committee

9:30 a.m.

Revenue Subcommittee

10:30 a.m.

State & Local Government Committee

12:30 p.m.

Lunch

1:00 p.m.

Commerce & Labor Committee

3:00 p.m.

Judiciary Committee

WEDNESDAY – MARCH 27, 2019

8:30 a.m.

Government Operations Committee

9:30 a.m.

Transportation & Safety Committee

10:30 a.m.

Energy, Agriculture & Natural Resources Committee

12:00 noon

Lunch

12:30 p.m.

Health & Welfare Committee

2:30 p.m.

Education Committee

THURSDAY – MARCH 28, 2019

8:30 a.m.

Session – Senate Chamber

OTHER MEETINGS

Monday, March 25, 2019

- Joint Government Operations Rule Review at 12:00 noon, House Hearing Room 3
- Council on Pensions and Insurance at 1:00 p.m., House Hearing Room 2

Wednesday, March 27, 2019

- Pre-Education Committee at 7:00 a.m., 8th Floor Conference Room 8B

RECALL OF BILL

On motion of Mr. Speaker McNally, **Senate Bill No. 1346** was recalled from the Committee on Finance, Ways and Means.

REFERRAL OF BILL

Mr. Speaker McNally moved that Senate Bill No. 1346 be referred to the Committee on Calendar, which motion prevailed.

MOTION

On motion of Senator Reeves, his name was added as sponsor of **Senate Bill No. 29**.

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On motion of Senator Akbari, her name was added as sponsor of **Senate Bills Nos. 62 and 375**.

On motion of Senators Akbari and Massey, their names were added as sponsors of **Senate Bill No. 199**.

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bills Nos. 204, 984, 1176 and 1214**.

On motion of Senators Akbari and Yarbrow, their names were added as sponsors of **Senate Bills Nos. 222 and 598**.

On motion of Senator Crowe, his name was added as sponsor of **Senate Bill No. 264**.

On motion of Senator Kyle, her name was added as sponsor of **Senate Bills Nos. 501 and 849**.

On motion of Senator Massey, her name was added as sponsor of **Senate Bill No. 533**.

On motion of Senators Gilmore and Yarbrow, their names were added as sponsors of **Senate Bills Nos. 624 and 827**.

On motion of Senator Stevens, his name was added as sponsor of **Senate Bill No. 916**.

On motion of Senators Stevens and Yarbrow, their names were added as sponsors of **Senate Bill No. 1097**.

On motion of Senators Gilmore, Massey and Rose, their names were added as sponsors of **Senate Bill No. 1166**.

On motion of Senator Swann, his name was added as sponsor of **Senate Bill No. 1243; and Senate Joint Resolution No. 325**.

On motion of Senators Bowling, Pody, Rose and Yager, their names were added as sponsors of **Senate Bill No. 1337**.

On motion of Senator Kurita, her name was added as sponsor of **Senate Bill No. 1481; and Senate Joint Resolutions Nos. 199, 201, 269 and 271**.

On motion of Senators Kurita, Gilmore and Yarbrow, their names were added as sponsors of **Senate Joint Resolution No. 200**.

On motion of Senator Gardenhire, his name was added as sponsor of **Senate Joint Resolution No. 277**.

On motion of Senator Lundberg, his name was added as sponsor of **Senate Joint Resolution No. 278; and House Joint Resolution No. 309**.

On motion, all Senators' names were added as sponsors of **House Joint Resolution No. 63**.

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On motion of Senators Bell and Massey, their names were added as sponsors of **House Joint Resolution No. 227**.

ENGROSSED BILLS

March 18, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 470, 531 and 1189; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

ENGROSSED BILLS

March 19, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 29, 62, 122, 123, 143, 144, 264, 312, 407, 408, 481, 557, 598, 624, 633, 642, 802, 809, 827, 916, 984, 1097, 1122, 1135, 1166, 1176 and 1481, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

ENGROSSED BILLS

March 19, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 113, 199, 200, 201, 269, 271, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297 and 298; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

March 18, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 104, 190, 192, 258, 295, 447, 686, 854, 868, 924, 931, 1067, 1270 and 1292; passed by the House.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

March 19, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 310, 311, 312, 313, 314 and 315; adopted, for the Senate's action.

TAMMY LETZLER
Chief Clerk

MONDAY, MARCH 18, 2019 -- 18TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

March 18, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 47, 351, 789 and 1113; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

March 18, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 80, 98, 100, 103, 105, 107, 108, 110, 112, 113, 114, 125, 131, 137, 278, 306, 314, 341, 435, 439, 458, 470, 531, 646, 785, 1189, 1323, 1353, 1494 and 1496; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

March 18, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 237, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 270, 272, 273, 274, 275, 276 and 299; concurred in by the House.

TAMMY LETZLER
Chief Clerk

ENROLLED BILLS

March 19, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bills Nos. 47, 80, 98, 100, 103, 105, 107, 108, 110, 112, 113, 114, 125, 131, 137, 278, 306, 314, 341, 351, 435, 439, 458, 470, 531, 646, 785, 789, 1113, 1189, 1323, 1353, 1494 and 1496; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON
Deputy Chief Clerk

ENROLLED BILLS

March 19, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 204, 206, 237, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 249; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON
Deputy Chief Clerk

MONDAY, MARCH 18, 2019 -- 18TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

March 18, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 28, 58, 109, 189, 345, 376, 647, 756 and 1241; for the signature of the Speaker.

TAMMY LETZLER
Chief Clerk

SIGNED

March 19, 2019

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 204, 206, 237, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 249.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 21, 2019: Senate Joint Resolutions Nos. 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321 and 322; Senate Resolutions Nos. 20 and 21; and House Joint Resolutions Nos. 260, 261, 262, 263, 264, 265, 266, 269, 271 and 272.

This the 19th day of March, 2019
JACKSON, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 21, 2019: Senate Joint Resolution No. 159; and Senate Bills Nos. 516, 1057, 1346, 1389, 1404, 400, 587, 810, 1013 and 1483.

This the 19th day of March, 2019
JACKSON, Chairperson

ADJOURNMENT

Senator Johnson moved the Senate adjourn until 8:30 a.m., Thursday, March 21, 2019, which motion prevailed.